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I-FW AF/2715
PATENTS
104108-0014

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:)
Michael A. Falco)
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Serial No.: 09/606,582)
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Filed: June 29, 2000)
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For: RTP-Formatted Media Clips)
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Corres. and Mail)
BOX AF)
Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE AFTER FINAL REJECTION

We have carefully considered the Office Action dated December 21, 2004, in which claims 1-24 stand rejected as obvious over a combination of U.S. Patent 6,300,887B1 to Le and U.S. Patent Application Publication 2001/0042114A1 to Agaram et al.

As the Examiner points out, there is no teaching or suggestion of storing RTP packets in the Le patent. Rather, the Le patent describes a system that compresses/decompresses headers of RTP packets for transmission and includes in the com-

pressed headers information from which the RTP timestamp and all of the other information in the original, i.e., uncompressed, header can be reproduced and used for processing the packet. There is thus no teaching or suggestion of disassociating the RTP payload from any of the information provided in the uncompressed RTP packet header.

The Agrapharam publication describes a system which adds to a transmitted multimedia packet indexing information, or metadata, in the form of a "multimedia data packet extension header." The multimedia packets with the added extension headers may then be stored or retransmitted. (paragraph 0006). That is, as further stated in the paragraph cited by the Examiner, the "**thus-modified** RTP packets may be stored and later retrieved on demand." (paragraph 0026, emphasis added). Accordingly, there is no teaching or suggestion in a combination of Le and Agrapharam to store for later retrieval and playback or transmission the payloads of received RTP packets and RTP timestamps or timestamp associated information without also storing the complete RTP header and additional indexing information.

Specifically, Le teaches including the entire header, albeit in a compressed form, with the payload data for transmission, while Agrapharam teaches adding a second, extension, header to the RTP packet before storing the thus-modified packet, in order to promote playback and/or retransmission. Accordingly, the combination does not teach or suggest a system or method that stores as packets the RTP payloads contained in received RTP packets and RTP timestamps that are derived from the RTP timestamps in the received RTP packets, as set forth in independent claims 1 and 13 and the claims that depend therefrom. In particular, the combination does not teach or suggest the method or

system of playing back first and/or second retrieved records, i.e., retrieved RTP payload data, based simply on the stored RTP timestamps, as set forth in claims 4-6, 16-18.

In addition, neither Le nor Agraharam teaches or suggests storing **sampled** data, i.e. data before transmission or data that may never to be transmitted, in the form of RTP payloads and associated RTP timestamps that convey the time that the first samples in the respective payloads were taken, as described on page 7 of the current application. Accordingly, the combination does not teach or suggest the invention as set forth in independent claims 8, 20 and the claims that depend therefrom.

We do not specifically address the Examiner's rejections of various dependent claims. This should not be construed as acquiescence to the rejections, but as recognition that the rejections are moot based on our remarks regarding the allowability of the independent claims.

The claims, as previously amended, should now be in form for allowance. We respectfully request that the Examiner reconsider the rejections in light of the above and issue a Notice of Allowance for all pending claims.

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Please charge any additional fee occasioned by this paper to our Deposit Account
No. 03-1237.

Respectfully submitted,



Patricia A. Sheehan
Reg. No. 32,301
CESARI AND MCKENNA, LLP
88 Black Falcon Avenue
Boston, MA 02210-2414
(617) 951-2500